

3000 K Street, N.W., Suite 500
Box 25696
Washington, D.C. 20007-8696
672-5300

Preamt
b/k
Dinda

01/09/98

Assistant Commissioner for Patents
Box Patent Applications
Washington D.C. 20231

Attorney Docket No.038007/0112

(must include alphanumeric codes if no inventors named)

UTILITY PATENT APPLICATION TRANSMITTAL
(new nonprovisional applications under 37 CFR 1.53(b))

Transmitted herewith for filing is the patent application of:

INVENTOR(S): Peter K. LAW

TITLE:MYOBLAST THERAPY FOR MAMMALIAN DISEASES

In connection with this application, the following are enclosed:

APPLICATION ELEMENTS:

☒ X Specification - 38 TOTAL PAGES

(preferred arrangement:)

- Descriptive Title of the Invention
- Cross Reference to Related Applications
- Statement Regard Fed sponsored R&D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

☒ X Drawings - Total Sheets 20

☒ X Declaration and Power of Attorney - Total Sheets 1

☐ Newly executed (original or copy)

☒ X Copy from a prior application (37 CFR 1.63(d))

(relates to continuation/divisional boxes completed) - NOTE: Box below

☐ DELETION OF INVENTOR(S) - Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR 1.63(d) (2) and 1.33(b).

☒ X Incorporation By Reference (useable if copy of prior application
Declaration being submitted)

The entire disclosure of the prior application, from which a COPY of the
oath or declaration is supplied as noted above, is considered as being
part of the disclosure of the accompanying application and is hereby
incorporated by reference therein.

☐ Microfiche Computer Program (Appendix)

☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable,
all necessary)

☐ Computer Readable Copy

☐ Paper Copy (identical to computer copy)

☐ Statement verifying identify of above copies

ACCOMPANYING APPLICATION PARTS

☐ Assignment Papers (cover sheet & document(s))

☐ 37 CFR 3.73(b) Statement (when there is an assignee)

☐ English Translation Document (if applicable)

☒ X Information Disclosure Statement(IDS) with PTO-1449. ☐ Copies of IDS Citations

☒ X Preliminary Amendment

☒ X Return Receipt Postcard (MPEP 503)

A

- ☒ Small Entity Statement(s)
☒ Statement file in prior application, status still proper and desired.
☐ Certified Copy of Priority Document(s) with Claim of Priority
(if foreign priority is claimed).
☒ OTHER: Appointment of Attorney and Check for \$395.00

If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)
of prior application Serial No. 08/477,377.

☒ Amend the specification by inserting before the first line the following sentence: --This application is a continuation, ☒ divisional or ☐ continuation-in-part of application Serial No. 08/477,377, filed December 7, 1995, ^{now abandoned} which is a continuation-in-part of application Serial No. 08/354,944, filed December 13, 1994, ^{now abandoned}

CORRESPONDENCE ADDRESS:

Foley & Lardner Address noted above.
Telephone: (202) 672-5300
Fax Number: (202) 672-5399

FEE CALCULATIONS: (Small entity fees indicated in parentheses.)

(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee \$790 (\$395)
Total Claims	8 - 20 =	0	x \$22 (x \$11)	0.00
Independent Claims	1 - 3 =	0	x \$82 (x \$41)	0.00
Multiple Dependent Claims			\$270 (\$135)	0.00
Assignment Recording Fee per property			\$40	0.00
Surcharge Under 37 C.F.R. 1.16(e)			\$130 (\$65)	0.00
			TOTAL FEE:	\$395.00

METHOD OF PAYMENT:

A check in the amount of the above TOTAL FEE is attached. If payment by check is NOT enclosed, it is requested that the Patent and Trademark Office advise the undersigned of the period of time within which to file the TOTAL FEE. If payment enclosed, this amount is believed to be correct; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741.

Respectfully submitted,

S. A. Bent
Stephen A. Bent
Reg. No. 29,768

Date: January 9, 1998
Docket No.: 038007/0112